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4 ***E-FILED - 8/8/11***
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12 Plaintiff/Respondent,
13 v.
14 THIN EDWARD SOU,
15 Defendant/Movant.

NO. C-08-3072-RMW
Related Criminal Case: CR-03-20110-RMW
ORDER RE DISQUALIFICATION

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17 At a status conference on June 27, 2011 the court *sua sponte* raised the question as to
18 whether the credibility of the prosecutor John Gang would be a central issue in the hearing on
19 defendant's § 2255 motion, and if so, whether the court should recuse itself given its familiarity with
20 Mr. Glang and trust in his basic integrity. Both parties indicated that Mr. Glang's credibility would
21 not be the critical focus of the hearing and that they did not want the undersigned to recuse himself.
22 Based upon the court's full disclosure of its concern, the parties' expressed belief that recusal was not
23 required or desired, and the court's understanding of the critical issues to be raised at the hearing on
24 the motion, the court at this time concludes that recusal is not necessary or appropriate.

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26 Dated: 8/8/11


27 RONALD M. WHYTE
United States District Judge
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1 Copy of order mailed electronically on 8/8/11 to:

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